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PTO/SB/31 (02-01)

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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Mail Stop Appeal Brief - Patents, Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on January 6, 2005.	
Signature: <u>Nanci D. Mohr</u>	Docket Number: 1960-00100
Typed or printed Name: <u>Nanci D. Mohr</u>	In re Application of: Catherine Shoemaker
	Application Number: 09/853,568      Filed: 08/03/01
	For: Method and Apparatus for Marking Medicine Container
	Group Art Unit: 6318      Examiner: Monica Smith Carter

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$500.00

- ☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$250.00
- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 03-2769. I have enclosed a duplicate copy of this sheet.
- ☒ A petition for extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

- ☐ applicant/inventor. \_\_\_\_\_
- ☐ Assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(B) is enclosed. (Form PTO/SB/96)
- ☒ attorney of record. \_\_\_\_\_  
Jonathan Pierce, Reg. No. 42,073
- ☐ attorney or agent acting under 37 CFR 1.34(a)  
Registration number if acting under 37 CFR 1.34(a): \_\_\_\_\_ January 6, 2005

NOTE: Signature of all the inventors or assignees of record of the entire interest of their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 1 form is submitted.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. SEND TO: Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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